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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : James M. Spear  
Group : 1615  
Applicant : Eugenio A. Cefali  
Application No.: 08/960,557  
Filed : October 31, 1997  
For : METHODS FOR TREATING HYPERLIPIDEMIA WITH  
INTERMEDIATE RELEASE NICOTINIC ACID  
COMPOSITIONS HAVING UNIQUE  
BIOPHARMACEUTICAL CHARACTERISTICS

Hon. Commissioner for Patents  
P.O. Box 2327  
Arlington, VA 22202  
Attn: Supervisory Patent Examiner Thurman K. Page  
Group Art Unit 1615

TRANSMITTAL LETTER

Sir:

Transmitted herewith:

[X] Power of Attorney and Re-Designation of  
Principal Attorney of Record as Associate Attorney.

FEE FOR ADDITIONAL CLAIMS

[X] A fee for additional claims is not required.  
[] A fee for additional claims is required.

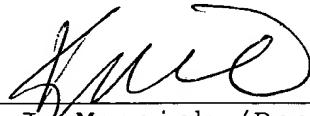
The additional fee has been calculated as shown below:

CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	-	* = X \$ 9 =	\$	
INDEPENDENT CLAIMS	-	** = X \$ 42 =	\$	
FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM		+ \$ 140 =	\$	

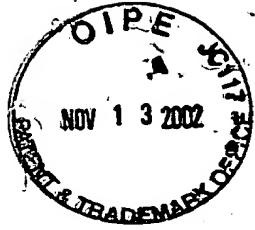
\* If less than 20, insert 20.  
 \*\* If less than 3, insert 3.

- [ ] A check in the amount of \$ \_\_\_\_\_ in payment of the filing fee is transmitted herewith.
- [X] The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16 or § 1.17, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 04-1105 (Kos). A duplicate copy of this transmittal letter is transmitted herewith.
- [ ] Please charge \$ \_\_\_\_\_ to Deposit Account No. 04-1105 (Kos) in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.
- [X] The Director is hereby authorized to charge payment of any additional fees required in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 04-1105 (Kos). A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,



Karen J. Messick (Reg. No. 46,256)  
 C/O KOS Pharmaceuticals, Inc.  
 1001 Brickell Bay Drive  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : James M. Spear

Group : 1615

Applicant : Eugenio A. Cefali

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Group Art Unit 1615

POWER OF ATTORNEY AND RE-DESIGNATION OF PRINCIPAL  
ATTORNEY OF RECORD AS ASSOCIATE ATTORNEY

Sir:

The undersigned inventor of record hereby  
appoints the individual listed below as Principal  
Attorney of Record in the above-identified patent  
application, to act with full power of substitution and  
revocation, to make alterations and amendments therein,  
and to transact all business in the United States Patent  
and Trademark Office in connection therewith:

Karen J. Messick, Esq.  
Reg. No. 46,256.

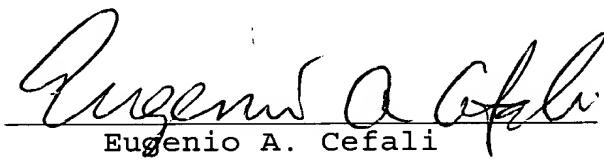
The undersigned further re-appoints Peter J. Manso, Esq., Reg. No. 32,264, the current Principal Attorney of Record, as Associate Attorney in this patent application.

Please direct all correspondence and telephone calls in connection with this application to:

Karen J. Messick, Esq.  
c/o KOS Pharmaceuticals, Inc.  
1001 Brickell Bay Drive  
25<sup>th</sup> Floor  
Miami, Florida 33131  
Tel.: (305) 523-3643

Respectfully submitted,

Nov 12, 2002  
Date

  
Eugenio A. Cefali